

Board of Cosmetologist Examiners

December 03, 2012 Board Meeting

9:00am, Conference Room A, University Park Plaza
2829 University Ave SE, Minneapolis, MN 55414

Present at Meeting:

Kurt Deile, Chair	Diane DelaBarre, Assistant Executive Director
Robert Salmonson, Member	Michele Owen, Attorney
Mary Finnegan, Member	Billi Jo Rygg, Licensing Division Manager
Laurie Boggess, Member	Rebecca Gaspard, Compliance Division Manager
Gina Stauss Fast, Executive Director	

I. *Call to Order*

KD Called meeting to order at 9:00am

II. *Approval of Proposed Agenda*

LB made a motion to pass the proposed agenda with flexibility.

MF seconded. 4 Ayes. 0 Nays. **Motion Carried.**

III. *Approval of Minutes*

LB made a motion to approve the minutes from October 01, 2012.

MF seconded. 4 Ayes. 0 Nays. **Motion Carried.**

MF In the November 05, 2012 minutes, 'weather' should be changed to 'whether.'

MO 'Therefor' should be changed to 'Therefore.'

LB Made a motion to approve the minutes from November 05, 2012 with changes.

MF seconded. 4 Ayes. 0 Nays. **Motion Carried.**

IV. *Old Business*

A. Esthetician Task Force Recommendations

GSF MF and LB reviewed applications for the Esthetician Task Force reviewing estheticians working in medical spas, and are recommending the following applicants for appointment:

Licensed Instructor:

Mary Finnegan (for lack of a candidate)

Licensed in an urban setting:

Josh Smolke

Licensed in a rural setting:

Michelle Bohlman and Chelsey Bell

Licensed <3 years:

Deborah Otten

Licensed >5 years:

Cynthia Trout
Licensed in a Medical setting:
Renee Dahl and Chelsy Bell
Licensed Cosmetologist:
Laurie Boggess
Public member:
Angela Tehranapour
Another Board or third party facilitator:
Judy Garcia

The Task Force will begin meeting after the New Year.

BS Made a motion to approve the recommendations.

KD Seconded. 4 Ayes. 0 Nays. **Motion Carried.**

B. Rule Making Discussion

RG Presented the first of three proposed rule change dockets. The first docket is focused on non-controversial changes including typos, outdated and irrelevant rules. With board approval, the proposed changes will be sent to the Governor's office.

MO This is just the beginning stage—there will be opportunities in the future for public input on the potential Rule changes.

Discussion: The discussion covered 30 proposed rule changes presented in the docket. During the discussion, it was decided that deleting Rule 2110.0300 should be added to the docket due to obsolete wording.

MF made a motion for a resolution that the Executive Director of the Board of Cosmetologist Examiners is authorized and directed to proceed with preliminary rule activity including a notice to the Governor's Office and creating of a Reviser of Statutes draft on proposed rule activity regarding the rule amendments presented at the December 03, 2012 meeting.

BS Seconded. 4 Ayes. 0 Nays. **Motion Carried.**

C. Course Completion Certificate

BJR We would like to come up with a standardized guideline for practical exam.

MF We can have everyone take a copy and write notes.

MO Board Members can only send their notes to GSF and not to each other.

GSF Return all notes by February 01, 2013 so we can prepare something for the February 25, 2013 meeting.

KD Recessed the meeting at 10:45am.

KD Reconvened the meeting at 10:52am

V. New Business

D. Waiver – Adelanke Akinneye

GSF Ms. Akinneye is requesting a waiver of Rule 2110.0690 that requires the applicant to pass the examinations and be licensed within a period of three years of training.

MF Made a motion to grant a waiver to Adelanke Akinneye based on medical need.

BS Seconded. 4 Ayes. 0 Nays. **Motion Carried.**

E. Waiver – Alica Bartels

GSF Alica is an instructor and needs a waiver in order to gain her underlying license.

LB Made a motion to grant a waiver to Alica Bartels based on hardship.

BS Seconded. 4 Ayes. 0 Nays. **Motion Carried.**

F. Waiver – Shannon Carlson

GSF Ms. Carlson would like a waiver to Rule 2105.0200 that requires 1,800 hours of licensed practice within 3 years prior to license renewal. She was unable to work because she had suffered a back injury while deployed in Iraq.

BS Made a motion to grant a waiver to Shannon Carlson based on medical need.

MF Seconded. 4 Ayes. 0 Nays. **Motion Carried.**

G. Waiver – Brittany Christensen

GSF Ms. Christensen is requesting a waiver to Rule 2110.0690 that requires testing to be within three years of training. She was unable to work because of her son's medical problems.

MF Made a motion to grant a waiver to Brittany Christensen based on medical need—she must show successful completion of 1,550 hour course, pass exams and pay license fee within six months of the December 03, 2012 board meeting.

LB Seconded. 4 Ayes. 0 Nays. **Motion Carried.**

H. Waiver – Deanne Kruse

GSF Ms. Kruse has been working in a doctor's office, and would like the hours accumulated to count toward an initial cosmetologist manager license.

MO The Rule allowing estheticians to work in the office of a licensed physician is limited to estheticians.

GSF Another requirement to getting manager's license is for the 2,700 hours to be under the supervision of a licensed manager in a licensed salon – and she doesn't meet either of those.

LB Made a motion to deny a waiver to Deanne Kruse because she has not been working in a licensed salon under a licensed manager.

BS Seconded. 4 Ayes. 0 Nays. **Motion Carried.**

I. Waiver – Alyssa LaBella

GSF Ms. LaBella is requesting a waiver to Rule 2105.0150 that requires training to be within three years prior to application.

MF Does she have school documentation?

GSF School documentation was not provided, but she would have to submit an application before getting licensed.

MF Made a motion to approve the waiver provided that she meets all other requirements in the application.

GSF Do you want to table it until the February meeting so you get a chance to look at her school records?

MF Made a motion to table to the request until the February 25, 2012 board meeting.

BS Seconded. 4 Ayes. 0 Nays. **Motion Carried.**

J. Waiver – Brittney Lewis

GSF Ms. Lewis went to school in California for 1,600 hours and was licensed as a cosmetologist in the state of Indiana. Indiana certification letter does not specify the number of hours of schooling.

MF Made a motion to accept transcripts along with certification letter based on hardship.

LB Seconded. 4 Ayes. 0 Nays. **Motion Carried.**

VI. *In-House Requests*

K. Reciprocity Applications

GSF Does the board want to continue to review each reciprocity application where the transcripts meet Minnesota's school hour requirement but the state certification letter does not?

MF As long as the transcript meets our standards.

GSF The licensing division manager will review each reciprocity application. If there are any problems we will bring it to the board, but otherwise we will handle them in house.

L. By-Laws/Election of Officers

GSF The board needs to elect a new chair for 2013. KD has been chair for 2 years, so it must be someone new.

BS Nominated LB to be BCE Chair.

MF Seconded. 4 Ayes. 0 Nays. **Motion Carried.**

GSF Do you want to have a Vice Chair?

KD Nominated MF for Vice Chair.

BS Seconded. 4 Ayes. 0 Nays. **Motion Carried.**

M. Hair Braider Sanitation and Cosmetology Student Issue

GSF There has been some confusion with cosmetology students who think that they can use the sanitation course in the cosmetology program towards a hair braiding permit. Cosmetologists have been getting the permit to go work in a blow-dry bar. We have sent a letter to all of the schools clarifying that the hair braiding sanitation course is a separate 30 hour course.

VII. *Division Reports*

Administrative Division Report – GSF and DD presented.

GSF There will be a NIC Regional conference coming up in 2013—the date and location are yet to be determined.

LB Made a motion to approve the travel request of the Executive Director to attend the 2013 NIC Regional Conference.

BS Seconded. 4 Ayes. 0 Nays. **Motion Carried.**

Compliance and Inspection Division Report – RG presented.

Licensing Division Report – BJR presented.

VIII. Performance Review – Executive Director

KD closed the meeting to conduct a performance review of the Executive Director. The meeting went back on the record at 12:41. The board has decided to grant the ED an Excellent Achievement Award.

IX. Adjournment

MF Made a motion to adjourn the meeting .

LB Seconded. 4 Ayes. 0 Nays. **Motion Carried.**